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15 IN THE UNITED STATES DISTRICT COURT
16 FOR THE NORTHERN DISTRICT OF CALIFORNIA
17 SAN JOSE DIVISION

18 THE BILLING RESOURCE d/b/a INTEGRETEL,)
19)
20 Debtor-Plaintiff-Appellee,) No. 5:07-CIV-5758-JW
21) Date: No Hearing Scheduled
22 v.)
23)
24 FEDERAL TRADE COMMISSION et al.,)
25)
26 Defendant-Appellant.)
27)
28

On Appeal from the United States Bankruptcy Court for the Northern District
of California, No. 07-52890, Adversary Proceeding No. 07-5156 (Weissbrodt)

**SUPPLEMENTAL STATEMENT CONCERNING AN ISSUE
RAISED SUA SPONTE BY THE COURT AT ITS FEBRUARY 5, 2008 HEARING**

Defendant-appellant the Federal Trade Commission (“Commission”) hereby provides a supplemental statement concerning an issue raised *sua sponte* by the Court at its February 5, 2008 hearing. The Court expressed an interest whether it would be possible to have the Commission’s enforcement action against Integretel, *FTC v. Nationwide Connections, Inc.*, No. 06-CV-80180-Ryskamp/Vitunac (S.D. Fla.), pending before the United States District Court for the Southern District of Florida, be litigated before this Court. This issue is addressed by 28 U.S.C. § 1452(a). This statute specifically prohibits the removal of “a civil action by a governmental unit to enforce such governmental unit’s police or regulatory power” from a federal district court where the civil enforcement action is pending to another federal district court based solely upon the second district court’s jurisdiction over a bankruptcy matter involving a debtor-defendant the civil enforcement action.

Respectfully submitted,

/s/
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